

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

UNITED STATES OF AMERICA

v.

Case No. 8:03-CR-77-T-30TBM

HATEM NAJI FARIZ
_____ /

**UNOPPOSED MOTION FOR EXTENSION OF TIME
IN WHICH TO FILE MOTIONS TO SUPPRESS**

Defendant, HATEM NAJI FARIZ, by and through undersigned counsel, and pursuant to Federal Rule of Criminal Procedure 45(b), respectfully requests that this Honorable Court grant an extension of five business days, or up to and including November 22, 2004, to file motions to suppress. As grounds in support, Mr. Fariz states:

1. At the October 15, 2004 hearing before this Court, the Court established the current deadline for filing motions to suppress of November 15, 2004.
2. Counsel for Mr. Fariz have been working diligently to research and draft motions to suppress by the current deadline, while also attending to other matters in the case, including filing motions challenging the charges in the Superseding Indictment on October 29, 2004.
3. Additional time is necessary in order to prepare motions to suppress in a thorough, but concise fashion. Counsel would therefore respectfully request an extension of five business days, or up to and including November 22, 2004, to file said motions.

4. This Court may grant an extension of time for “good cause” on a party’s motion submitted before the deadline. Fed. R. Crim. P. 45(b)(1). Mr. Fariz respectfully submits that the foregoing sets forth good cause for the requested extension.

5. Counsel for Mr. Fariz contacted defense counsel for Sami Al-Arian, Sameeh Hammoudeh, and Ghassan Ballut, who each indicated that they join in this request.

6. Counsel for Mr. Fariz also contacted Terry Zitek and Walter Furr, Assistant United States Attorneys, who indicated that the government does not oppose this request.

WHEREFORE, Mr. Fariz respectfully requests an extension of time through November 22, 2004, to file motions to suppress.

Respectfully submitted,

R. FLETCHER PEACOCK
FEDERAL PUBLIC DEFENDER

/s/ M. Allison Guagliardo
M. Allison Guagliardo
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Attorney for Defendant Fariz

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of November, 2004, a true and correct copy of the foregoing has been furnished by CM/ECF, to Walter Furr, Assistant United States Attorney; Terry Zitek, Assistant United States Attorney; Cherie L. Krigsman, Trial Attorney, U.S. Department of Justice; William Moffitt and Linda Moreno, counsel for Sami Amin Al-Arian; Bruce Howie, counsel for Ghassan Ballut; and to Stephen N. Bernstein, counsel for Sameeh Hammoudeh.

/s/ M. Allison Guagliardo
M. Allison Guagliardo
Assistant Federal Public Defender